

**REISSUE APPLICATION DECLARATION BY THE INVENTOR**DOCKET NO.  
575.001

**Title:** Athletic Breast and Chest Protector  
**Reissue Application Number:** 09/244,374

As a below named inventor and patentee, I hereby declare that:

My residence is 903 Blockade Lane, James Island, South Carolina 29412, that I am a citizen of the United States of America,

I believe myself to be the original, first and sole inventor of the invention described of the subject matter which is described and claimed in United States Letters Patent Number 5,769,688, granted June 23, 1998, and for which a reissue patent is sought on the invention entitled "Athletic Breast and Chest Protector", the application of which was filed on February 4, 1999, as reissue application number 09/244,374.

I have reviewed and understand the content of the above identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR 1.56.

I verily believe the original patent to be wholly or partly inoperative or invalid, for the reason of my claiming more or less than I had the right to claim in the patent.

At least one error upon which reissue is based is described as follows:

The device as claimed in claims 1 through 4 of U.S. Patent 5,769,688 are narrower in scope than my invention. The attorney who prosecuted U.S. Patent 5,769,688 failed to appreciate the full scope of the invention. The claims of this Patent each require a soft foam rubberized foam exterior. This limitation was not necessary in order to obtain an allowance over the prior art of record.

All errors corrected in this reissue application arose without any deceptive intention on the part of the applicant. As a named inventor, I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and transact all business in the Patent and Trademark Office connected therewith.

I hereby appoint the following attorney to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith B. Craig Killough, Registration Number 30,398. Address all telephone calls to B. Craig Killough at telephone number (843) 577-7700.

Address all correspondence to B. Craig Killough, 134 Meeting Street, Suite 300, Post Office Drawer H, Charleston, South Carolina 29401.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application, or any patent issuing thereon, or any patent to which the declaration is directed.

Inventor's full name:

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\_\_\_\_\_  
David L. Holliday  
a Citizen of the United States

Dated: 2/35/02